

Attorney Docket No. FSHR023/01US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Mark WOJTKIEWICZ et al.

Serial No.: Unassigned Examiner: Unassigned

Confirmation No.: Unassigned **Art Unit:** Unassigned

Filed: August 5, 2003

For: BALL LAUNCHING APPARATUS

U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window, Mail Stop Patent Application
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

INFORMATION DISCLOSURE STATEMENT TRANSMITTAL

Enclosed is an Information Disclosure Statement and accompanying Form PTO/SB/08A for the above-identified patent application.

- In accordance with 37 C.F.R. §1.97(b), no additional fee for submission of the IDS is required.
 - In accordance with 37 C.F.R. §1.97(c), also enclosed is:
 - the fee of \$180.00 as set forth in 37 C.F.R. §1.17(p); or
 - a statement as specified in 37 C.F.R. §1.97(e).
 - In accordance with 37 C.F.R. §1.97(d), a statement as specified in 37 C.F.R. § 1.97(e) and the fee of \$180.00 as set forth in 37 C.F.R. §1.17(p) are also enclosed.
 - Check No. __ in the amount of \$__ for the total fee is attached.
 - A return receipt postcard is also enclosed.
 - Please charge \$__ to Deposit Account No. 50-1283 for the total fee. This paper is being submitted in duplicate.

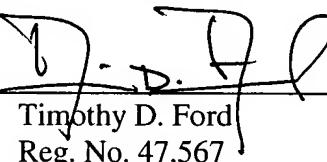
The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§1.16, 1.17, and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 50-1283.

Dated: 8/5/03

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Respectfully submitted,
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By:



Timothy D. Ford
Reg. No. 47,567

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of **Mark WOJTKIEWICZ et al.**

Serial No.: Unassigned

Examiner: Unassigned

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**INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §1.97(b)**

In accordance with the duty of disclosure set forth in 37 C.F.R. §1.56,
Applicant(s) hereby submits the following information in conformance with 37 C.F.R.
§§1.97 and 1.98.

- Pursuant to 37 C.F.R. §1.98, a copy of each document cited in the attached Form PTO/SB/08 is enclosed.
- No copies of the publications listed on the attached Form PTO/SB/08A are being provided pursuant to 37 C.F.R. §1.98(d) because the publications were previously cited by or submitted to the Office in prior Application Serial No. 10/024,509 to which the above-identified application claims priority under 35 U.S.C. §120.
- Publication(s) __ listed on the attached Form PTO/SB/08A were cited in a foreign search or examination report corresponding to __ application serial no. __ and mailed on __.
- Enclosed is a copy of a non-English publication(s) __. Pursuant to §609 of the M.P.E.P., Applicant submits the attached foreign search or examination report, which cites such non-English language publication(s).

- Enclosed is a copy of a non-English publication(s) ___. English language publication ___. (copy enclosed) claims priority from this non-English publication.
- Enclosed is an explanation of non-English publication(s) ___ for which an English translation is not available.
- Enclosed is an English translation of non-English publication(s) ___ cited in the attached Form PTO/SB/08A.
- Enclosed is a copy of pending patent Application Serial No. ___.

This Information Disclosure Statement is filed within any one of the following time periods:

- within three months from the filing date of this national application other than a CPA under 37 C.F.R. § 1.53(d);
- within three months from the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 in this international application;
- before the mailing date of a first office action on the merits; or
- before the mailing of a first office action after the filing of a request for continued examination under 37 C.F.R. § 1.114.

It is respectfully requested that the Examiner consider the above-noted information and return an initialed copy of the attached Form PTO/SB/08A to the undersigned.

Dated: 8/5/03

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Respectfully submitted,
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Timothy D. Ford
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PTO/SB/08A (08-00)

Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>				<i>Complete if Known</i>	
				Application Number	Unassigned
				Filing Date	Herewith
				First Named Inventor	Mark WOJTKIEWICZ
				Group Art Unit	Unassigned
				Examiner Name	Unassigned
Sheet	1	of	2	Attorney Docket Number	FSHR023/01US

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Number	Kind Code ² (if known)		
1	6,190,271	B1		Rappaport et al.	02/20/2001
2	5,865,161			Bruce	02/02/1999
3	5,832,909			Grant et al.	11/10/1998
4	5,813,391			Johnson	09/29/1998
5	5,676,120			Joseph	10/14/1997
6	5,649,523			Scott	07/22/1997
7	5,619,977			Gatin	04/15/1997
8	5,613,678			McKee et al.	03/25/1997
9	5,496,025			Phillips et al.	03/05/1996
10	5,447,144			Ivy	09/05/1995
11	5,417,196			Morrison et al.	05/23/1995
12	5,396,876			Liscio et al.	03/14/1995
13	5,257,615			Jones	11/02/1993
14	5,224,701			Sciarrillo et al.	07/06/1993
15	5,031,910			Kopp	07/16/1991
16	5,012,790			Bates	05/07/1991
17	4,834,060			Greene	05/30/1989
18	4,823,763			Ponza	04/25/1989
19	4,760,835			Paulson et al.	08/02/1988
20	4,723,532			Osojnak	02/09/1988
21	4,669,444			Whitfield et al.	06/02/1987
22	4,655,190			Harris	04/07/1987
23	4,632,088			Bruce	12/30/1986
24	4,615,325			Yamamura et al.	10/07/1986
25	4,596,230			Griffith	06/24/1986
26	4,552,120			Nall et al.	11/12/1985
27	4,368,885			Katada et al.	01/18/1983
28	4,323,047			McIntosh et al.	04/06/1982
29	4,261,319			Dixon	04/14/1981
30	4,423,717			Kahelin	01/03/1984
31	4,209,004			Kennedy	06/24/1980
32	4,193,591			Paulson	03/18/1980
33	4,086,903			Scott	05/02/1978
34	4,026,261			Paulson et al.	05/31/1977
35	3,989,027			Kahelin	11/02/1976
36	3,977,386			Meyer	08/31/1976
37	3,926,170			Dixon	12/16/1975
38	3,734,075			Staples	05/22/1973
39	3,511,225			Yokoi	05/12/1970
40	3,084,680			Goldfarb et al.	04/09/1963

Examiner Signature	Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number.

² See attached Kinds of U.S. Patent Documents.

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Substitute for form 1449A/PTO				<i>Complete if Known</i>	
INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>				Application Number Unassigned Filing Date Herewith First Named Inventor Mark WOJTKIEWICZ Group Art Unit Unassigned Examiner Name Unassigned	
Sheet	2	of	2	Attorney Docket Number	FSHR023/01US

FOREIGN PATENT DOCUMENTS

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. ⁵	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ¹
	43	Illustration of the Rawlings "Power Pitch 'N Hit" Deluxe Radio Control Pitch Machine, Hammacher Schlemmer * Company, Inc., 2002, page 7 (www.hammacher.com)	

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¹ Enter Office that issued the document, by the two-letter code (WIPO Standard ST 3)

² For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

³ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST-16 if possible.

⁴ Applicant is to place a check mark here if English language Translation is attached.

⁵ Unique citation designation number.